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4 *Attorney for Plaintiff*

5  
6 **UNITED STATES DISTRICT COURT**

7 **NORTHERN DISTRICT OF CALIFORNIA**

8  
9 YURIY ANAKIN,

10 Plaintiff,

11 vs.

12  
13 \*CONTRA COSTA REGIONAL MEDICAL  
CENTER,

14 \*JOHN DOES NUMBERS 1 THROUGH 10,

15 \*CENTRAL MEDICAL LABORATORY (A  
CALIFORNIA CORPORATION),

16 \*PHLEBOTOMIST JONATHAN YOUNG,

17 \*C.H.P OFFICERS LUCAS EATCHEL  
(#19535) AND J. JACKSON (#19151), IN  
THEIR INDIVIDUAL CAPACITIES, AND

18 \*CONTRA COSTA COUNTY SHERIFF'S  
DEPUTY W. ARMSTRONG (#73440), IN  
HIS INDIVIDUAL CAPACITY,

19 Defendants.

20  
21 Case No. C16-00161 MEJ

22  
23 **STIPULATION AND [PROPOSED]  
ORDER TO EXTEND TIME TO  
RESPOND TO MOTION TO DISMISS**

24  
25 [CIVIL L.R. 6-1(b), 6-2(a), 7-12]

26 CRTRM: B, 15<sup>TH</sup> Floor  
Judge: Hon. Maria-Elena James, Presiding  
Date Action Filed: January 11, 2016  
Trial Date: None Assigned

27 Pursuant to Civil Local Rules 6-1(b), 6-2(a), and 7-12, Plaintiff YUIRY ANAKIN, by and  
28 through his attorney of record, Mark W. Kelsey, and Defendants CONTRA COSTA COUNTY  
and DEPUTY W. ARMSTRONG ("Defendants"), by and through their attorney of record, Deputy

1 County Counsel Nima E. Sohi of the Contra Costa County Counsel's Office, hereby stipulate to an  
 2 extension of time for Plaintiff YUIRY ANAKIN to file a response to Defendants' Motion to  
 3 Dismiss, filed on February 19, 2016 (ECF Doc. No. 11).

4 **RECITALS**

5 1. On January 11, 2016, Plaintiff filed a complaint alleging violations of his civil  
 6 rights pursuant to 42 U.S.C. §§ 1983. *See* ECF Doc. No. 1.

7 2. On February 2, 2016, a stipulation to extend time for Defendants to respond to the  
 8 complaint was filed by Plaintiff at Defendants' request. *See* ECF Doc. No. 9.

9 3. On February 19, 2016, Defendants Contra Costa County (sued as Contra Costa  
 10 Regional Medical Center) and Deputy W. Armstrong filed a Motion to Dismiss All  
 11 Claims pursuant to FRCP 12(b)(6), and a Motion to Strike pursuant to FRCP 12(f).  
 12 *See* ECF Doc. No. 11.

13 4. Pursuant to this Court's local rules, the deadline for Plaintiff to respond to the  
 14 Motion to Dismiss is March 4, 2016.

15 5. Defendants noticed the date for Hearing on the Motion to Dismiss for March 31,  
 16 2016; the undersigned parties agree that this date should not be affected by the  
 17 instant stipulation.

18 6. This Court's Initial Case Management Scheduling Order set the date for the initial  
 19 case management conference on April 21, 2016; the undersigned parties agree that  
 20 this date should not be affected by the instant stipulation. *See* ECF Doc. No. 4.

21 **STIPULATION**

22 The undersigned parties hereby agree and stipulate that the time for Plaintiff to respond to  
 23 Defendants' Motion to Dismiss (ECF Doc. No. 11) should be extended by one week to March 11,  
 24 2016, and that Defendants' time to file a Reply to Plaintiff's Response should accordingly be  
 25 extended by one week, to March 18, 2016. Hearing on the Motion shall proceed as scheduled on  
 April 7, 2016 at 10:00 a.m.  
 26 ~~March 31, 2016.~~

27 //

1 IT IS SO STIPULATED.  
2  
3  
4

DATED: March 2, 2016

LAW OFFICES OF MARK W. KELSEY

5 By: /s/ Mark W. Kelsey  
6 MARK W. KELSEY  
7 Attorney for Plaintiff

9 DATED: March 2, 2016

SHARON L. ANDERSON  
10 COUNTY COUNSEL

11 By: /s/ Nima E. Sohi  
12 NIMA E. SOHI  
13 Deputy County Counsel  
14 Attorneys for Defendants  
15 CONTRA COSTA COUNTY and DEPUTY W.  
16 ARMSTRONG

17 **ORDER**

18 PURSUANT TO STIPULATION, IT IS SO ORDERED.

19 The hearing on the Motion is extended to April 7, 2016 at 10:00 a.m.

DATED: March 3, 2016

  
Hon. Maria-Elena James  
United States Magistrate Judge